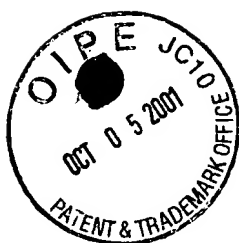


**COPY**



EXPRI MAIL NO. EL897859009US

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : David A. Johnson and C. Gregory Sowell  
Application No. : 09/439,839  
Filed : November 12, 1999  
For : AMINOALKYL GLUCOSAMINIDE PHOSPHATE COMPOUNDS  
AND THEIR USE AS ADJUVANTS AND IMMUNOEFFECTORS

Docket No. : 210121.489

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, DC 20231

**ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73 AND POWER OF ATTORNEY**

The undersigned, being Assignee of the entire interest in the above-identified application by virtue of an Assignment filed concurrently herewith, hereby elects, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventors.

Assignee hereby appoints RICHARD W. SEED, Reg. No. 16,557; ROBERT J. BAYNHAM, Reg. No. 22,846; GEORGE C. RONDEAU, JR., Reg. No. 28,893; DAVID H. DEITS, Reg. No. 28,066; WILLIAM O. FERRON, JR., Reg. No. 30,633; DAVID J. MAKI, Reg. No. 31,392; RICHARD G. SHARKEY, Reg. No. 32,629; DAVID V. CARLSON, Reg. No. 31,153; KARL R. HERMANN, Reg. No. 33,507; DAVID D. MCMASTERS, Reg. No. 33,963; MICHAEL J. DONOHUE, Reg. No. 35,859; LORRAINE LINFORD, Reg. No. 35,939; ELLEN M. BIERMAN, Reg. No. 38,079; ANN T. KADLECEK, Reg. No. 39,244; DAVID W. PARKER, Reg. No. 37,414; E. RUSSELL TARLETON, Reg. No. 31,800; KEVIN S. COSTANZA, Reg. No. 37,801; THOMAS E. LOOP, Reg. No. 42,810; STEPHEN J. ROSENMAN, Reg. No. 43,058; BRIAN L. JOHNSON, Reg. No. 40,033; SUSAN D. BETCHER, Reg. No. 43,498; JANE E.R. POTTER, Reg. No. 33,332; KENNETH H. TARBET, Reg. No. 43,181; WILLIAM T. CHRISTIANSEN, Reg. No. 44,614; ROBERT IANNUCCI, Reg. No. 33,514; GARY M. MYLES, Reg. No. P-46,209; and ERIC J. GASH, Reg. No. P-46,274; comprising the firm of Seed Intellectual Property Law Group PLLC, 701 Fifth Avenue, Suite 6300, Seattle, Washington 98104-7092, and Cynthia L. Shumate, Reg. No. 38,303 and

Kathleen Nora McKereghan, Reg. No. 41,985, as its attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. Please direct all telephone calls to Karl R. Hermanns at (206) 622-4900 and telecopies to (206) 682-6031.

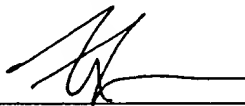
Please direct all communications to:

Karl R. Hermanns, Esq.  
Seed Intellectual Property Law Group PLLC  
701 Fifth Avenue, Suite 6300  
Seattle, Washington 98104-7092

Pursuant to 37 C.F.R. § 3.73, the undersigned duly authorized designee of Assignee certifies that the evidentiary documents have been reviewed, specifically the Assignment to Corixa Corporation filed concurrently herewith for recording, a copy of which is attached hereto, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Corixa Corporation  
ASSIGNEE

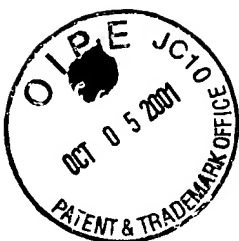
3 APRIL 2000  
DATE

  
\_\_\_\_\_  
Mark McDade  
President and Chief Operating Officer

Enclosure:  
Copy of Assignment

U:\LindaM\00-1\7756.doc

**COPY**



EXPRESS MAIL NO. EL897859009US

43

## DECLARATION

As the below-named inventors, we declare that:

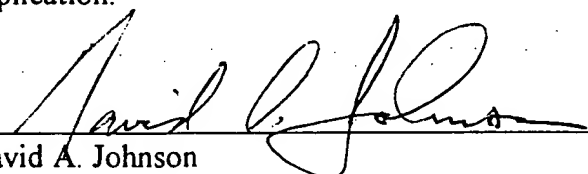
Our residences, post office addresses, and citizenships are as stated below under our names.

We believe we are the original, first and joint inventors of the invention entitled "AMINOALKYL GLUCOSAMINIDE PHOSPHATE COMPOUNDS AND THEIR USE AS ADJUVANTS AND IMMUNOEFFECTORS," which is described and claimed in the specification and claims of C-I-P Application No. 09/439,839, which we filed in the United States Patent and Trademark Office on November 12, 1999 and for which a patent is sought; and that this application in part discloses and claims subject matter disclosed in our earlier-filed Application No. 08/853,826, which we filed in the United States Patent and Trademark Office on May 8, 1997.

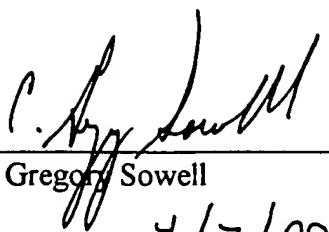
We have reviewed and understand the contents of the above-entitled specification, including the claims, as amended by any amendment specifically referred to herein (if any).

We acknowledge our duty to disclose information of which we are aware which is material to the patentability and examination of this application in accordance with 37 C.F.R. § 1.56(a), including material information which occurred between the filing date of said earlier-filed application and the filing date of the C-I-P application.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that the making of willfully false statements and the like is punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of any patent issuing from this patent application.

  
\_\_\_\_\_  
David A. Johnson

Date April 3, 2000  
Residence : City of Hamilton  
State of Montana  
Citizenship : United States of America  
P.O. Address : 121 Woodland Way  
Hamilton, Montana 59840

  
C. Gregory Sowell

Date 4/7/00

Residence : City of Kirkland, County of King  
State of Washington

Citizenship : United States of America

P.O. Address : 13611 117<sup>th</sup> Avenue Northeast  
Kirkland, Washington 98034

\\MAIN\USERS\LindaM\00-1\7757.doc  
(210121.489)

**COPY**

EXPRESS MAIL NO. EL897859009US

**ASSIGNMENT**

WHEREAS, we, David A. Johnson and C. Gregory Sowell (hereinafter referred to as ASSIGNORS), having post office addresses of 121 Woodland Way, Hamilton, Montana 59840, and 13611 117<sup>th</sup> Avenue Northeast, Kirkland, Washington 98034, respectively, are the joint inventors of an invention entitled "AMINOALKYL GLUCOSAMINIDE PHOSPHATE COMPOUNDS AND THEIR USE AS ADJUVANTS AND IMMUNOEFFECTORS," as described and claimed in the specification forming part of a continuation-in-part application for United States letters patent which was filed on November 12, 1999 and assigned Application No. 09/439,839; this application is a continuation-in-part of U.S. Application No. 08/853,826, filed May 8, 1997.

WHEREAS, Corixa Corporation (hereinafter referred to as ASSIGNEE), a corporation of the State of Delaware having a place of business at 1124 Columbia Street, Suite 200, Seattle, Washington 98104, is desirous of acquiring the entire right, title and interest in and to the invention and in and to any letters patent that may be granted therefor in the United States and in any and all foreign countries;

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS hereby sell, assign and transfer unto said ASSIGNEE, the entire right, title and interest in and to said invention, said application and any and all letters patent which may be granted for said invention in the United States of America and its territorial possessions and in any and all foreign countries, and in any and all divisions, reissues and continuations thereof, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from said United States application to which said foreign applications are entitled by virtue of international convention, treaty or otherwise, said invention, application and all letters patent on said invention to be held and enjoyed by ASSIGNEE and its successors and assigns for their use and benefit and of their successors and assigns as fully and entirely as the same would have been held and enjoyed by ASSIGNORS had this assignment, transfer and sale not been made. ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue all letters patent on said invention to ASSIGNEE. ASSIGNORS agree to execute all instruments and documents required for the making and prosecution of applications for United States and foreign letters

patent on said invention, for litigation regarding said letters patent, or for the purpose of protecting title to said invention or letters patent therefor.

APRIL 3, 2000  
Date  
David A. Johnson  
David A. Johnson  
State of Montana)  
County of Beauregard) ss.

I certify that I know or have satisfactory evidence that David A. Johnson is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated April 3, 2000  
Signature of  
Notary Public Kathleen A. Price  
Printed Name Kathleen A. Price  
My appointment expires June 25, 2002

\_\_\_\_\_  
Date  
C. Gregory Sowell  
State of \_\_\_\_\_)  
County of \_\_\_\_\_) ss.

I certify that I know or have satisfactory evidence that C. Gregory Sowell is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated \_\_\_\_\_  
Signature of  
Notary Public \_\_\_\_\_  
Printed Name \_\_\_\_\_  
My appointment expires \_\_\_\_\_

patent on said invention, for litigation regarding said letters patent, or for the purpose of protecting title to said invention or letters patent therefor.

Date \_\_\_\_\_

David A. Johnson

## State of

SS.

County of

I certify that I know or have satisfactory evidence that David A. Johnson is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated

Signature of  
Notary Public

Printed Name

**My appointment expires**

Date \_\_\_\_\_

C. Gregory Sowell

## State of

**SS.**

County of

I certify that I know or have satisfactory evidence that C. Gregory Sowell is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated

Signature of  
Notary Public

Printed Name

My appointment expires

